

1 THOMAS G. GILMORE, ESQ.  
State Bar No. 91984  
2 LAW OFFICES OF THOMAS G. GILMORE  
3232 FOURTH AVENUE  
3 SAN DIEGO, CALIFORNIA 92103  
(619) 426-4444  
4

5 Attorney for Material Witness  
6  
7

8 UNITED STATES DISTRICT COURT  
9 SOUTHERN DISTRICT OF CALIFORNIA

10 (Magistrate Jan M. Adler)

11 UNITED STATES OF AMERICA,	)	CASE NO. 07CR3405
	)	07MJ8976
12 Plaintiff,	)	
13 vs.	)	DECLARATION OF THOMAS G. GILMORE
	)	IN SUPPORT OF MOTION FOR
14 Mario Raymond FERNANDEZ (1),	)	VIDEOTAPE DEPOSITION AND
	)	SUBSEQUENT VOLUNTARY DEPORTATION
15 Ernesto FLORES-Blanco (2),	)	OF MATERIAL WITNESSES
	)	
16 Defendants.	)	DATE: April 22, 2008
	)	TIME: 10:30 a.m.
	)	PLACE: Courtroom of Magistrate
	)	Jan M. Adler

17

18 I, Thomas G. Gilmore declare:

19 I am an attorney duly licensed to practice before all the  
20 courts of this State, District and Circuit, and am the attorney of  
21 record for the material witness in the above action, Alejandro  
22 PORTILLO-Mendoza.

23 I have personal knowledge of the facts set forth in this action  
24 and could testify competently thereto if called.

25 My client in this action has been in federal custody since  
26 December 10, 2007because he cannot locate anyone to post bond for  
27 him.

28 My client entered the United States to find work to support

1 family members at home in Mexico. Each day he remains in custody is  
2 an additional hardship on himself and his family.

3 Based on the above it respectfully requested that this motion  
4 be granted, that said deposition take place at the earliest possible  
5 time, and that my client be allowed to voluntarily return home to  
6 Mexico immediately thereafter.

7 I declare under the penalty of perjury under the laws of the  
8 State of California that the foregoing is true and correct of my own  
9 personal knowledge except as to those matters stated to be based  
10 upon information and belief and, as to those matters, I am informed  
11 and believe that they are true and correct.

12 Executed this 3rd of April, 2008, in San Diego, California.

13 /ss/ Thomas G. Gilmore  
14 THOMAS G. GILMORE, Attorney for  
15 Material Witness  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28